

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Our File: 10857.369
Applicant: Carole Beaulieu et al.
Serial No.: 10/728,876
Filed: December 8, 2003
Group Art Unit 1632
Confirmation No: 1161
Examiner: Irene Marx
Title: GELDANAMYCIN-PRODUCING STRAINS, USES
THEREOF AND METHODS OF PRODUCING SAME
Customer No: 5545

DECLARATION UNDER 37 CFR 1.132 -In re Katz

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
U.S.A.

Dear Sir:

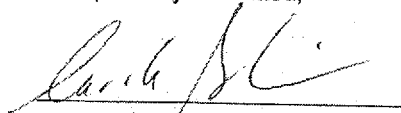
1. Carole Beaulieu, Julie Beauséjour and Sonya Agbessi are the three named inventors in the above-identified patent application and are also coauthors of the paper Agbessi *et al.* Antagonistic properties of two recombinant strains of *Streptomyces melanosporofasciens* obtained by intraspecific protoplast fusion. *Appl Microbiol Biotechnol.* 2003; 62: 233-238 (12 March 2003) ("Agbessi").

2. Claude Déry is the other coauthor on the Agbessi paper. He however did not participate in the reduction to practice of the invention and does not thus qualify as an inventor to the above-cited application and was therefore not named as such.

3. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief

are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing thereon.

Respectfully submitted,


Carole Beaulieu

Date : 17 April 2007